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11 TOBIN, WILLIAM R. ROSKOPF, JENNIFER A.  
12 HEGNER AND THOMAS J. O'CONNELL, JR.

13 UNITED STATES DISTRICT COURT  
14 FOR THE NORTHERN DISTRICT OF CALIFORNIA

15 ERIC WILLIAMS,

16 Plaintiff,

17 vs.

18 BOSTON SCIENTIFIC CORPORATION,  
19 JAMES TOBIN, WILLIAM R. ROSKOPF,  
20 JENNIFER A. HEGNER AND THOMAS J.  
21 O'CONNELL, JR.

22 Defendants.

Case No. 3:08-CV-01437-JL

**PROOF OF SERVICE**

**PROOF OF SERVICE**

I am a resident of the State of California and over the age of eighteen years and not a party to the within-entitled action; my business address is One Market, Spear Street Tower, San Francisco, California 94105-1126.

On March 18, 2008, I served the within document(s):

1. DEFENDANT'S NOTICE OF MOTION AND MOTION TO SAY PROCEEDINGS PURSUANT TO FRCP 12(b)(1), AND/OR UNDER FEDERAL RULE OF CIVIL PROCEDURE 12(b)(6)

2. DEFENDANT'S REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF THEIR MOTION TO STAY PROCEEDINGS PURSUANT TO FRCP 12(b)(1), AND/OR, IN THE ALTERNATIVE, TO DISMISS UNDER FEDERAL RULE OF CIVIL PROCEDURE 12(b)(6)

☐ by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.

☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California addressed as set forth below.

☐ by placing the document(s) listed above in a sealed \_\_\_\_\_ envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a \_\_\_\_\_ agent for delivery.

☐ by causing the document(s) listed above to be personally delivered at to the person(s) at the address(es) set forth below.

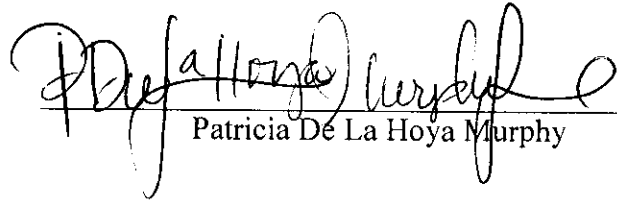
☐ by transmitting via electronic mail the document(s) listed above to each of the person(s) as set forth below.

David Scher, Esq.  
The Employment Law Group, P.C.  
888 17th Street, NW, Suite 900  
Washington, DC 20006  
Tel: 202.261.2806; Fax: 202.261.2835

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

Executed on March 18, 2008, at San Francisco, California.

1 I declare under penalty of perjury that I am employed in the office of a member of the bar  
2 of this court at whose direction the service was made, and that the foregoing is true and correct.

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5 Patricia De La Hoya Murphy  
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